

1 **Thomas P. Riley, SBN 194706**
2 **LAW OFFICES OF THOMAS P. RILEY, P.C.**
3 **1114 Fremont Avenue**
4 **South Pasadena, CA 91030**

5 **Tel: 626-799-9797**
6 **Fax: 626-799-9795**
7 **TPRLA@att.net**

8 **Attorneys for Plaintiffs**
9 **KingVision Pay-Per-View, Ltd.**

10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**

12 **KingVision Pay-Per-View, Ltd.**

13 **Plaintiff,**

14 **vs.**

15 **Jayantilal K. Gogri, et al.**

16 **Defendants.**

CASE NO. 07-05738 MJJ

PLAINTIFF'S *EX PARTE*
APPLICATION FOR AN ORDER
CONTINUING CASE MANAGEMENT
CONFERENCE; AND ORDER
(Proposed)

17 Plaintiff KingVision Pay-Per-View, Ltd., hereby applies *ex parte* for an order continuing the
18 Case Management Conference in this action, presently set for Tuesday, February 19, 2008 at 2:00 p.m.
19 to a new date approximately forty-five (45) to sixty (60) days forward. This request is necessitated by
20 the fact that Plaintiff is currently attempting to perfect service of process of the suit papers as to the
21 defendants named to this action. (Six (6) previous attempts at personal service of each individual
22 defendant, has to date, been unsuccessful as set forth in the Status Reports attached hereto and made part
23 hereof as Plaintiff's Exhibits 1 and 2.)

24 As a result, Plaintiff's counsel has not conferred with any one of the defendants concerning the
25 claims, discovery, settlement, ADR or any of the other pertinent issues involving the case itself or the
26 preparation of a Joint Case Management Statement.

27 ///

28 ///

PLAINTIFF'S *EX PARTE* APPLICATION FOR AN ORDER CONTINUING
CASE MANAGEMENT CONFERENCE; AND ORDER (Proposed)
CASE NO. 07-05738 MJJ
PAGE 1

EXHIBIT 1

THOMAS D. RILEY, ESQ. REG. NO. 194706 THOMAS D. RILEY, LAW OFFICES OF 1114 FREMONT AVENUE SOUTH PASADENA, CA 91030		TELEPHONE (626) 799-9797 FAX (626) 799-9795 tprlaw@attshore-11	Last day(s) to serve, if any
ATTORNEY FOR PLAINTIFF UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OAKLAND DIVISION 1301 CLAY ST. SOUTH TOWER OAKLAND, CA 94612-5212		DEFENDANT MOUNTAIN MIKES PIZZA 11-13-04	

PLAINTIFF/PETITIONER KINGVISION PAY-PER-VIEW, LTD. DEFENDANT/RESPONDENT COGRI
--

*** STATUS REPORT *** AWA, MS. ANGEL ATHERTON	RECEIVED DATE	TIME	DEPT/DMV	CASE NUMBER C07-05738 MJC
--	---------------	------	----------	------------------------------

We received the within process in our Process Department on December 18, 2007. We have attempted to effect service on the following party at the address(es) indicated below.

Server: JAYANTILAL KANUJI COGRI, INDIVIDUALLY AND D/B/A MOUNTAIN MIKE'S PIZZA.

Residence: Residence address is unknown.

Business: 404 MURK COURT, FREMONT, CA 94539

Our attempts at service include, but are not limited to, the following dates, times and status detail:

December 21, 2007	06:00 pm	NO ANSWER (RESIDENCE).
December 24, 2007	10:32 am	NO ANSWER (RESIDENCE).
December 24, 2007	07:45 am	NO ANSWER (RESIDENCE).
January 1, 2008	10:25 am	NO ANSWER (RESIDENCE), NEIGHBORS NO HELP.
January 4, 2008	08:00 pm	NO ANSWER (RESIDENCE), PREMISES DARK.
January 5, 2008	01:30 am	NO ANSWER (RESIDENCE), NO ACTIVITY.

Date: January 8, 2008

If you have any additional information that would help us facilitate this service, please write it on a copy of this report and return it to us in route or fax it to: (213) 481-7343. Thank you.

Absolute Service of Los Angeles
 1301 West Second Street, Suite 204, Los Angeles, CA 90026 (213) 481-7334

*** SERVICE OF PROCESS STATUS REPORT ***

EXHIBIT 2

THOMAS P. ATLEY, FIRM, Case No. 194706 (626) 799-9797
 THOMAS P. ATLEY, LAW OFFICES OF Fax (626) 799-9795
 1114 FREMONT AVENUE
 SOUTH PASADENA, CA 91060
 tpriaw@att.net-11

Last day(s) to receive filing

ATTORNEY FOR PLAINTIFF MOUNTAIN MIKES PIZZA 11-13-04

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT
 OAKLAND DIVISION
 1301 CLAY ST., SOUTH TOWER
 OAKLAND, CA 94612-5812

PLAINTIFF/PETITIONER

KINGVISION PAY-PER-VIEW, LTD

DEFENDANT/RESPONDENT

GOCRI

*** STATUS REPORT ***
 Ann MS. ANGEL ATHERTON

JUDICIAL

TIME

DEPT DIV

CASE NUMBER

C07 05738 M00

We received the writen process from Process Department on December 18, 2007. We have attempted to effect service on the following party at the address(es) indicated below

Serve: CRONCHAL J. GOCRI, INDIVIDUALLY AND D/B/A MOUNTAIN MIKE'S PIZZA

Residence: Residence address is unknown.

Business: 935 BOLSON AVENUE, RAYWARD, CA 94544

Our attempts at service include but are not limited to, the following dates, times and status detail:

December 20, 2007	04:00 pm	NO ANSWER (RESIDENCE).
December 27, 2007	06:00 am	NO ANSWER (RESIDENCE)
December 29, 2007	07:00 am	NO ANSWER (RESIDENCE).
January 1, 2008	10:08 am	NO ANSWER (RESIDENCE), NO ACTIVITY.
January 4, 2008	04:00 pm	NO ANSWER (RESIDENCE), NO ACTIVITY.
January 7, 2008	09:00 am	NO ANSWER (RESIDENCE), PREMISES DARK.

Date: January 10, 2008

If you have any additional information that would help us facilitate this service, please write it on a copy of this report and return it to us on route or fax to: (213) 481-7343. Thank you.

Absolute Service of Los Angeles
 1301 West Second Street, Suite 204, Los Angeles, CA 90026 (213) 481-7344

*** SERVICE OF PROCESS STATUS REPORT ***

PROOF OF SERVICE (SERVICE BY MAIL)

I declare that:

I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is 1114 Fremont Avenue, South Pasadena, California. I am readily familiar with this law firm's practice for collection and processing of correspondence/documents for mail in the ordinary course of business.

On, January 17, 2008, I served:

PLAINTIFF'S *EX PARTE* APPLICATION FOR AN ORDER CONTINUING CASE MANAGEMENT CONFERENCE; AND ORDER (Proposed)

On all parties in said cause by enclosing a true copy thereof in a sealed envelope with postage prepaid and following ordinary business practices, said envelope was duly mailed and addressed to:

Jayantilal Kanji Gogri (Defendant)
7696 Frederiksen Ln.
Dublin, CA 94568

Chanchal J. Gogri (Defendant)
7696 Frederiksen Ln.
Dublin, CA 94568

Chaudhariya, Inc. (Defendant)
7696 Frederiksen Ln.
Dublin, CA 94568

I declare under the penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct, and that this declaration was executed on January 17, 2008, at South Pasadena, California.

Dated: January 17, 2008

/s/ Raquel Hernandez
RAQUEL HERNANDEZ